

Michael O. Leavitt Governor Ted Stewart Executive Director James W. Carter Division Director 355 West North Temple 3 Triad Center, Suite 350 Salt Lake City, Utah 84180-1203 801-538-5340 801-359-3940 (Fax) 801-538-5319 (TDD)

April 10, 1995

Ron Pene Box 4017 Grand Junction, CO 81502

Re: Permit Status, Pussycat 1-6 Mine Project, S/019/030, Grand County, Utah

Dear Mr. Pene:

Thank you for the annual report of operations for 1994. You indicated that mine activities during 1994 included testing, sampling and the repair and maintenance of roads. Division files do not contain a Notice of Intention or Plan of Operations describing your operations. We are aware of the Notice of Noncompliance issued by BLM Grand Resource Area requiring a Plan of Operations be submitted for your operations. We are also aware the portions of your project are within the boundaries of the Westwater Canyon Wilderness Study Area. We understand the Notice of Noncompliance has not yet been resolved, and the case is currently under appeal.

This letter is to inform you that by operating a mine without satisfying the Notice of Intention requirements of the Division's Mineral Rules you are also operating in violation of the Utah Mined Land Reclamation Act. The Division will await the BLM's decision regarding the appealed Notice of Noncompliance before taking further action.

In order to satisfy the Division's Notice requirements for operations disturbing five acres or less, you will need to submit a complete Notice of Intention to Commence Small Mining Operations or provide us with a copy of the Plan of Operations submitted to the BLM which contains the required information. A copy of the Division's Minerals Rules and a Notice of Intention to Commence Small Mining Operations form are enclosed for your use.

If you have any questions regarding this letter, please contact me or Wayne Hedberg here at the Division. Thank you for your cooperation.

Sincerely,

Anthony A. Gallegos

Senior Reclamation Specialist

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Enclosures

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